RECEIVED CENTRAL FAX CENTER

AUG 2 3 2005



Fitch, Even, Tabin & Flannery

Intellectual Property Law

FACSIMILE

DATE:

August 23, 2005

TO:

U.S. Patent & Trademark Office

FAX NO.:

(571) 273-8300

FROM:

Martin R. Bader, Reg. No. 54,736

Attorney Docket No.: 7

72708/7114 10/076,943

U.S. Application No.:

February 14, 2002

Filing Date: Inventor:

Champion et al.

Art Unit:

2676

Examiner:

Singh, Dalip K.

NO. OF PAGES:

Seventeen (17) pgs. (including this 1-page coversheet)

DISPATCHED BY:

Sara R. Hart

Transmitted Herewith For Filing Via Facsimile:

Transmittal Form PTO/SB/21 (1 pg.);

RECEIVED OIPE/IAP

Fee Transmittal Form PTO/SB/17 (1 pg.);

Terminal Disclaimer Form PTO/SB/25 (1 pg.);

AUG 2 5 2005

Amendment "B" (13 pgs.); and

Fax coversheet (1 pg.).

The documents accompanying this facsimile transmittal cover sheet contain information from the law firm of Fitch, Even, Tabin & Flannery which may be confidential and/or legally privileged. The documents are intended only for the personal and confidential use of the addressee identified above. If you are not the intended recipient or an agent responsible for delivering these documents to the intended recipient, you are hereby notified that any review, disclosure, copying, distribution or the taking of any action in reliance on the contents of this transmitted information is strictly prohibited. If you have received this facsimile in error, please immediately notify the Firm so that we can arrange for the return of the original documents to us. Thank you.

9276 Scranton Road, Suite 250 San Diego, California 92121-7701 Telephone 858-552-1311 Fax 858-552-0095 425406_1

Under the Pagerwork Reduction Act of 1995. o TRANSMITTAL FORM	U.S. P. p persons are required to respond to a coll. Application Number Filing Date First Named Inventor Art Unit Examiner Name	PTO/SB/21 (09-04) Approved for use through 07/31/2006. OMB 0851-0031 Patent and Tredemark Office; U.S. DEPARTMENT OF COMMERCE lection of information unless it displays a valid OMB control number. 10/076,943 February 14, 2002 Mark Champion et al. 2676			
(to be used for all correspondence after initial fa		Singh, Dallp K. 72708/7114			
Total Number of Pages in This Submission	17 Auditory Boulet	72/06/1114			
	ENCLOSURES (Check all	that spply) After Allowance Communication to TC			
Fee Transmittal Form Fee Attached Amendment/Reply After Final Affidavits/declaration(s) Extension of Time Request Express Abandonment Request Information Disclosure Statement Certified Copy of Priority Document(s) Reply to Missing Parts/ Incomplete Application Reply to Missing Parts under 37 CFR 1.52 or 1.53	Drawing(s) Licensing-related Papers Petition Petition to Convert to a Provisional Application Power of Attorney, Revocable Change of Correspondence Terminal Disclaimer Request for Refund CD, Number of CD(s) Landscape Table on C	Appeal Communication to Board of Appeals and Interferences Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) Proprietary Information Status Letter Other Enclosure(s) (please Identify below): Fax cover sheet			
SIGN	ATURE OF APPLICANT, ATT	ORNEY, OR AGENT			
Firm Name Fitch, Even, Tabin &					
Cidnical name					
Date August 23, 2005		Reg. No. 54,736			
I hereby certify that this correspondence is sufficient postage as first class mail in an the date shown below:	envelope acuteasca de Carini	SSION/MAILING PTO or deposited with the United States Postal Service with r for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on			
	OR BL	Deta August 23, 2005			

This collection of Information is required by 37 CFR 1.5. The Information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including pattering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form another suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450.

ADDRESS, SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in complating the form, call 1-800-PTO-9199 and select option 2.

AUG 2 3 2005

PTC/SB/17 (12-04)
Approved for use through 07/31/2006, OMB 0851-0032
rademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Penerimic Re	and a first and a first	S no nersons	are remitted to re	บ.ธ. ค. ลกก <u>กล่าก ล ตกใ</u> ช	STAND OF THE	nalion unlan	hiev a systemb f	OMB radimir	NIMBAF	
	-w 40m6	2300A				Complete	if Known			
Fors pursuant to the Con	solidated Approp	vistions Act. 20	05 (H.R. 4818).	Application	Number	10/076,94				
FEE TRANSMITTAL For FY 2005			Filing Date February 14,							
			First Named Inventor Mark Champ			nampion et al.	pion et al.			
			Examiner Name Singh, Dalip			alīp K.	К			
Applicant claims small entity status. See 37 CFR 1.27				Art Unit		2676	2676			
TOTAL AMOUNT OF		(\$) 130.00		Attorney D	ocket No.	72708/7	114			
METHOD OF PAY	MENT (check	all that appl	<u>y)</u> _							
Check Cr	edit Card	Money O	rder No	ne LJOE	her (please is	lentify):				
-			06-1135	_ Dep	osit Account t	Name: Fitch	n, Even, Tabin	& Flannery	\	
Deposit Account	identified depo	elt account. It	e Director is he	ereby authorit	zed to: (ched	k all that a	ppły)		1	
					Charge feet	s) indicated	j below, except l	for the fillng	fee	
Charge	fee(s) indicated	s pelow	ameumente of		Credit any					
Charge under 3	any additional 7 CFR 1.16 an	ree(s) or und d 1.17	a hearmene or r		wind not be !	nctuded on	this form. Provide	credit card		
WARNING: Information Information and authori	on this form ma	y become pub	lic. Credit card i	momation an	OUIG HOC DO I					
FEE CALCULATION										
1. BASIC FILING,	SCADON A	ID EXAMIN	ATION FEES			6				
1. BASIC FILING,	FILI	NG FEES	ŲL,			AMINATIO	ON FEES all <u>Entity</u>			
Application Type	<u> Fee (</u>	Small Ent Fee (\$)		<u>Small E</u> (\$) Fee (\$	<u> </u>		ae (\$)	Fees Paid	(\$)	
	300	150	500		_	200	100 _			
Utility	200		104	50	.]	130	65 -			
Design	200		30			160	80 -			
Plant	300		50	_		500	300 -			
Reissue	200		-	0 0		0	0 -			
Provisional 2. EXCESS CLAI		100		•					ell Entity Fee (5)	
					:- 4 -a a	riainal na	tent	<u>50</u>	25	
Fee Description Each claim over 2 Each independent	or, for Reis	sues, each c	laim over 20	and more in	an mune o sim more	han in the	e original paten	t 200	100	
Each independent	claim over 3	or, for Reis	eues, each me	ependent o				360	180	
Multiple depender Total Claims	ı çızıms Extra C	:laims <u>i</u>	ec (\$) F	ee Paid (5)	M		endent Claims	(4)		
- 20 4	·upa		<u> </u>			<u>Fee (\$)</u>	Fee Paid	731		
HP = highest numbe	of total cialms of Extra C	aid for, if greate Nations	rthan 20 Fee <u>(\$)</u> <u>F</u>	es Pald (\$)						
<u>indep. Claims</u> 3 or	UM -	×	_ = _							
HP = highest number	r of Independent									
3. APPLICATION If the specificat	SIZE FEE	:aaad	100 objects of	Fnaner, the	application	size fee o	tuc is \$250 (\$1	25 for sma	ll entity)	
If the specificat	ion and ma wi	ek or fracti								
Total Sheets	Extra	a Sheets	Number of					_ <u>rest</u>	Paid (\$)	
	- 100 =		0=	(Lómuq	up to a who	ie number)	^	Enné	Pajd (\$)	
4. OTHER FEE(S	3)			4.		-		Leas	2 1 4/ 4 1 41	
Non-English	Non-English Specification, \$130 fee (no small entity discount) Other: Terminal Disclaimer fee under 37 CFR 1.20(d)									
Other: Term	inal Disclaim	er fee under	37 CFR 1.20	(a)						
COURSET BY	7 3 70 - 3								1011	
Signature	m'	A BC		Registra (Altomey	(Agent)	,736	Telephone			
	Martin R. Bac	<u> </u>	====	1 1. 4101-741			Dale	August 23,	, 2005	
Name (Print/Type)	MISTORIA LC DEC	201				·	he the public which	is to file (and	by the	

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to the (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete. USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to the Information to the USPTO. Time will very depending upon the Individual case. Any comments including gathering, preparing, and submitting the completed application form to the USPTO. Time will very depending upon the Individual case. Any comments including gathering, preparing, and submitting the complete this form and/or stuggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent on the amount of time you require to complete this form and/or stuggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent on the amount of time you require to complete this form and/or stuggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent on the amount of time you require to complete this form and/or stuggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent on the amount of time you required to complete this form and/or stuggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent on the amount of time you required to complete this form and/or stuggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent on the amount of time you required to the your case of the chief of the chief of the Chief Information Officer, U.S. Patent on the USPTO. Time will you depending upon the public this form of the USPTO. Time will you depending upon the stime 30 minutes to complete this form of the USPTO. Time will you depending upon the stime 30 minutes to complete this fo